App F IX 4

Previous References

1946 47
(mul)

File No 55-46
Serial Nos 15-a2+94

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

Part B for C of

SUBJECT

Cancellation of the grant of a site near Ulhibhavi to Shivaval in Arsikere municipality

K 10360 Q 20 10

To

D C Hassan

Conferring the order of the D C Hassan re

General and Revenue Secretariat

ml File No Jr 1/6 c 337/ml 47 48 of 1946-47 App F

Serial No

Letter No clb1 c 1498/45-46 dt 13-9-46 from the Dy Comm, Hassan Dt, forwarding a copy of his order under section 196 of the City of Bangalore Municipal Act 1933, suspending the resolution of the mtg of Members dt 31-10-45 granting the Petitioner measuring 54 ft by 10 ft near Ullalbhavi to Shivanahalli for an upset of Rs 1/- per sq yd sold for personal use. It also stated that the Dy Comm has sent a copy of his order to the Petitioner requesting him to furnish reasons as to why his orders should not be confirmed

1)

2) Records are necessary to know the details of the case

3) Submit with a draft letter for a Spl

4) Such orders are becoming frequent in Shimoga Hassan Bijapur Dists

Revenue Spl 23/9/46

5) I agree

Spl 24/9/46

To The Dy Comm Hassan Dt
No L 5072 dt 24-10-46
Calls for the records

Sr 21/10

ha

Lo

or

NOTE—Contn Sheet

Serial No

351
11C

Site to Smt Thayamma Shivanagy on the ground that the site is proposed to be utilised for the Construction of a Charaka Sangha free of Cost etc

7) As the site in question is expected to fetch a good price of Rs 5/- an anctn the D C recommends that his order may be Confirmed

8) There have been petitions from one Mr Lingappa Setty and the muslims of the place against this grant

9) The grant has been made for an upset price of one Rupee per Sq yard

10) Subs for orders

Mas 18/7/47 11) As required by the proviso to Sec 194(3) of the D.T Act an opportunity has been given by the Collector Bangalore Dist to show cause against the order passed by him on 13/9/46 Mr H Channa Reddy on 24/12/46 that as the site is intended for the construction of a Charka Sangha building for the public of the place and also for the utilisation of the funds for such purpose the D C might be requested to reconsider his order in question

12) While forwarding the above report the D C states that as the site in question may fetch a good sum of deposit from auction the order of suspension may

be confirmed as proposed

by the Assembly provides

Nov 29th Law
2-2-1/7 Leg

13) Two DC have come to the same conclusion & have recommended the suspension of order to be confirmed under S 194 (2) of Town Municipalities Act as the site is likely to fetch a high value if disposed of in public auction. The fact that the site is intended to be gifted for a Charitable Sangha appears to be only a subterfuge to gain sanction for the present grant for which there is no public support.

14) The suspension order may therefore be confirmed as recommended by the DC

Minister
Rev & Cons

OFFICE OF THE
FOR THE
No - 1176
Dat 29747

15) What is the estimated value of the site? 29/7/67
If the site is a small one & is required for a public purpose, why not grant it subject to the condition that it should be utilised for the purpose intended & that on failure

from the frontier a the site will be summarily removed of with building, tho if any, thereon, without any claim for compensation of any kind the frame should be made of any, if the people appreciate to the above custom it has a shutter other has effect when the Municipal Council have unanimously approved of the proposal, it may not be desirable to interfere in such a small matter

16) Please communicate the above observations to the D C confidentially & ascertain his further views & the matter he may be kindly put and decision sent will be intimated to him in the light of his reply

17) This may be done at once

30/7

29/7

18) Draft letter for sig:

19) Draft D o to the D C Hassan put up

Clerk 31/7/47

20) Draft letter above for sig

31/7/47

To
The D A - Hassan Dt
No L 1876 B/1 & 47
Calls for further information

TYPING SECTION
31 JULY 1947
DL & REV SECTT

From
The Dy Coman Hassan Dt
No MLC 1498/41-46 dated 24-9-47
Furnishes has further knows as
ked for on this office letter B/1 & 47

2) The D C now Reports that he inspected Spot on 17 & 47 and found that selected just one of the selected for the construction of

OFFICE OF THE MINISTER
FOR REVENUE
No - 3661
Date 7.10.47

Dft letter file
7/10/47

Left - Go Conference the orders
the De
be
Dr 8/10/47
9.10.47

issue
8/10/47

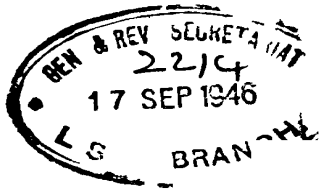
TYPING SECTION
10 OCT 1947

G. no L 10560/mil 55-46-94 dt 20-10-47
time the order of the De

Ml 55-46-15

No I 1 C 1498/45-4o
rcl Cne

Office of the Deputy Commissio
Hassn District,
Dated Hassn the 12th September



To

The Secretar to Government,
Revenue Dep rtment,
Bangalore

Sir,

Re the disposal of a site ne r Illibh vi in reikere
Municipality

I have the hon ur to forw rd her with a copy of my order under sectin 194 of the Town Municipal Act sus ending the resolution of the Municipal Council of Arsikere dated 31 10 45 gr nting the site me suring 54 X 18 feet ne r Ullibavi to Shiv n boi for urset price t Rd 1/- per Sq id I have also s nt a copy of this order to the unicipal president requesting him to furnish reasons as to why this or er should not be confirmed

I have the honour to be,
Sir,
Your most obedient servant

Deputy Commissioner-
Hassan District.

EVR

Appendix [illegible]
SUBJECT

No M 1 C 1498/45-46

Office of the Deputy Commissioner
Hassan District,
Dated Hassan the 13th September, 45

Reference -

Arsikere Municipal President's report No C2 H R 112/45-46 dated 4 12 45 submitting the records relating to the grant of a site near Ullibhavi to Shivarabai for upset price

Order

The Municipal Council have sanctioned in their resolution dated 31 10 45 a site measuring 54 X 18 feet near Ullibhavi to Shivarabai for upset price at Re 1/- per sq Yd One Mr Lingappasetty has given a petition on 4 11 45 stating that the site may be disposed off in public auction and that he is prepared to bid for 500/- The users of the place have also given a petition praying that the site may be xx given to them as it is situated adjacent to 'Dargah' and nuisance would be caused if granted to others It is not made clear as to why this site was not notified for sale in public auction There are no reasons to grant it to Shivarbai for upset price There appears to be keen demand for this and it may fetch a good sum if disposed of in public auction The resolution of the Municipal Council dated 31 10 45 is therefore suspended under section 194 of the Town Municipal Act

Sd/- H Narayana Raj Urs
Deputy Commissioner,
Hassan District

DVR

"Copy"

[signature]
Dy Commissioner
Hassan District

Appendix H (—1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the 194

Date of issue 24 10 46

Signed by

List of enclosures

Copied by

Examined by

Section ML

File No 55-46

Serial No 92

No L5072

To

The Dy Commr Hazaribagh,

Sir

With reference to your letter No Mol C 1498/45 46 D/13-9-46 in the matter of suspending the resolution of the town meeting of Arakere D/ 31-10 45 granting a site measuring 54ft by 18ft near Cubbon to one Shivanappa for an upset price, I am directed to request you to forward the record relating to Connected with this case for reference & return to be laid with the reply received from the Govt in this behalf in response to your letter dated I have etc

for Secretary to Govt

WD 0874—GPB—5 000—20 11 45

Extract from the proceedings of the Municipal Meeting held at Arsikere on the 21st December 1946

C F No 461 **GOVERNMENT OF MYSORE**

No. L C 1408/45-46 **OFFICE OF** the Deputy Commissioner, Hassan District,

Encls

Date 12th July 19

REVENUE SECRETARY * GOVERNMENT OF MYSORE * No 1447 Date

REV Sec I, 337 17 JUL 1947 G B R A L G

The order to Government, Revenue Department, for lore

suspending the resolution of Arsikere Town Municipal Council granting a site near Ullibhavi to one Shivanbai

--

With reference to your letter No L 5072 dated 24 10 1946 requesting to furnish the resolution of the Municipal Council in response to the order of this office suspending the resolution of Arsikere Town Municipal Council granting a site near Ullibhavi to one Shivanbai, I have the honour to forward herewith a copy of the resolution passed at their meeting held on 21 12 1946, requesting for reconsideration of the order As the site in question may fetch a good sum if disposed of in public auction the order of suspension may kindly be confirmed

Connected records are herewith sent for favour of perusal & return

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Hassan District

Extract from the proceedings of the Municipal meeting held at Arsikere on the 21st December 1946

ನಿರ್ಣಯ - ದಿನಾಂಕ 194 ನೇ ಸಾಲಿನ ಅಕ್ಟೋಬರ್ 30-10 ರಲ್ಲಿ ನಡೆದ ಮುನಿಸಿಪಲ್ ಸಭೆಯಲ್ಲಿ ಅಳವಡಿಸಿದ ನಿರ್ಣಯ ಸಂಖ್ಯೆ 54 ರಂತೆ ಸಾರ್ವಜನಿಕರ ಅನುಕೂಲಕ್ಕಾಗಿ ಅರಸೀಕೆರೆ ಪಟ್ಟಣದಲ್ಲಿ ಒಂದು ಸಾರ್ವಜನಿಕ ಗ್ರಂಥಾಲಯವನ್ನು ಸ್ಥಾಪಿಸಲು ಮತ್ತು ಅದಕ್ಕೆ ಅವಶ್ಯವಾದ ಪುಸ್ತಕಗಳನ್ನು ಕೊಳ್ಳಲು ಮತ್ತು ಅದರ ನಿರ್ವಹಣೆಗಾಗಿ ಒಂದು ಕಮಿಟಿಯನ್ನು ನೇಮಿಸಲು 13-5-46 ನೇ ಮುದ್ರಣ Mu C 1498/45-46 ನೇ ಪತ್ರದಲ್ಲಿ ಮಂಜೂರಾತಿಯನ್ನು ಕೊಟ್ಟಿರುತ್ತದೆ. ಆದ್ದರಿಂದ ಈ ಮೇಲಿನ ನಿರ್ಣಯದಂತೆ ಸಾರ್ವಜನಿಕ ಗ್ರಂಥಾಲಯವನ್ನು ಸ್ಥಾಪಿಸಲು ಮತ್ತು ಅದರ ನಿರ್ವಹಣೆಗಾಗಿ ಒಂದು ಕಮಿಟಿಯನ್ನು ನೇಮಿಸಲು ಕೋರಿದೆ.

ತೀರ್ಮಾನ

ಶ್ರೀಮಂತ ಸಾರ್ವಜನಿಕ ಗ್ರಂಥಾಲಯವು ಪಟ್ಟಣದಲ್ಲಿ ಸ್ಥಾಪನೆಯಾಗಲು ಮತ್ತು ಅದರ ನಿರ್ವಹಣೆಗಾಗಿ ಒಂದು ಕಮಿಟಿಯನ್ನು ನೇಮಿಸಲು ಸರ್ಕಾರದವರು ಮಂಜೂರಾತಿ ಕೊಟ್ಟಿರುವುದರಿಂದ ಈ ಕೆಳಕಂಡ ಸದಸ್ಯರುಗಳನ್ನು ಒಳಗೊಂಡ ಒಂದು ಕಮಿಟಿಯನ್ನು ಈ ಮೂಲಕ ನೇಮಿಸಲಾಗಿದೆ.

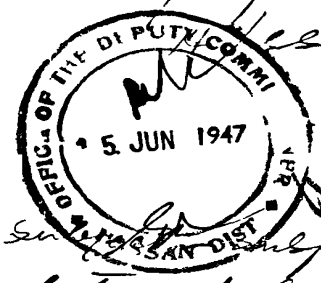
(Sd) G A Gnadattaya
President, Town Municipal
Council, Arsikere

Extract
B C [illegible]
President
Town Municipal Council
Arsikere
12/6/47

No. H = 10/46-47 Office of the President
Town Municipal Council
Anuradhapura Dated the 12th June 47
13th

To

The Deputy Commissioner,
Kegalle District
Kegalle



Sir,

Suspension of the Municipal Council resolution relating to the grant of a site near Ulluleave to Sheemathe Shivanandan for public pu

---

With reference to memo No. MH C 1498/45-4 dated the 20th January 1947 on the above subje I have the honour to state that the above questio was placed before the Municipal Council at their meeting held on 21-12-46 they were pleased to resolve to the effect that Sheemathe — Shivanandanayanamma is agreeable to give the Si as a gift to Chakalla Sangha and the public of Anuradhapura are agreeable to the proposal Further they have requested your honour unanimously to reconsider the question and allow to give effect to the Original resolu in that behalf Extract from the proceedi of the meeting is noted overleaf for kind information and needful being done

I have the honour to be
Sir
Your most obedient Servant

P
President
Town Municipal Council
Anuradhapura
12/6/47

P T O

IMMEDIATE

Confidential

Do no 1 1867

d 1 8 1947

I R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(~~Continuation sheet draft form~~)

Dear

With Reference to the Correspondence ending with your letter No Nil c 1498/43-46 dated 12 7 47 Regarding the Suspension of the Resolution of the Arankere Town Municipal Council granting a Site near Ullal Road to one Shivanabar for an exact price, I am ~~directed~~ desired to Request you to estimate the estimated value of the Site on question As the Site is a Small one and is Stated to be Required for a public purpose, it may be exempted Stated why there Should be any objection to its grant Subject to the Condition that the Site Shall be exclusively for the purpose for which the grant is made and to on forfeiture ~~attach~~ to do so, at the estimated valu

WD 0565—GPB—22 500—8 11 38

...uld be Recovered from the
Grantee or the Site and the
Summary Removal and the Cost
if any thereon and that any
Claim for Compensation of
any kind The grant may be to
be made only if the party to
agrees to the above Conditions and
executes a Mochalekha to that
effect The interference in such
a Small matter when the Survey
General has already approved
of the grant may not be
desirable

Therefore
I am to Request you to
forward your further views on
the matter, after Considering the
above aspects also and the decision
of Govt will be Communicated
later in the light of your reply

Regds
The matter may be kindly
Very urgent

Yours Sincerely
Sd/-

To the D C, Hassan Dt
(thro proper channel)
Cho/2117

ML 55-46-93

ff ce of the Deputy Commissioner,
Hassan District,
No. L C 1868/45 Dated Hassan, the 24th September 47

Encl Records.

Error

The Deputy Commissioner,
Hassan District

To

The Secretary to Government,
Revenue Department,
Bangalore

Sir,

Re: Cancellation of the grant of a site near Ellibavi to Shivanabai in Arsikere Town Municipality

---

With reference to your D O letter No L 1867 dated 1-8-1947 requesting me to intimate why there should be any objection to the grant of the site referred to above subject to certain conditions since it is a small one, I have the honor to state that Shivanabai has requested in her application dated 25-10-45 for the grant of a site situated in front of the site granted for Karnataka Sangha and she has not mentioned any public purpose for which it is intended to be utilised I have inspected this site on 16-8-47 It is situated opposite to the site selected for the construction of a building for the Karnataka Sangha and it is meant for putting up a dwelling house It is not desirable to permit a dwelling house in front of the two public buildings viz , Karnataka Sangha and Public Reading Room which will be side by side Further, there is a Mahomedan Darga and Kabarstan just behind this site It is desirable that it should be kept vacant and its grant to Shivanabai should be cancelled

Connected records are enclosed for favour of perusal and return

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Hassan District

G R S App F VI—(2]

SUBJECT

2 copies

Diary No of letter replied to 1960 Jul

Section ML

File No 55-46

Serial No 94

General and Revenue Secretariat

( )

the *193*

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 20-10-1947

Signed by M G Rao

Read— Letter no MLC 1498/45-46 dated 13 Aug from the DC, Hassan Sh forwarding a copy of his order, passed on 13.9.46 under Sec 194 of the Mysore Town Municipalities Act 1933 suspending the Resolution dated 21-10-45 of the Arsikere Town Municipal Council granting a Order thereon—No site measuring 54'x18' near Old Ghani to one Sri Bhimanagowda for an upset price of Rs 1/- per Sq yd

Letter no MLC 1498/45-46 dated 13.9.46 from the DC Hassan

M y this l —

( ) printed ?

(ii) tre te l as a standing o der ?

(ii) publisl ed in tl e Ga ette Fn l sl Part ?

(i) transl ted ?

(v) placed at the disposal of tl e press ?

(vi) publ sh d in the Ga ette Kannada Part ?

Dated 13.9.46 and received on 17.9.46 (2) Resolution dated 21-12-46 passed by the Arsikere Town Municipal Council for confirmation of the above order of the D C

U/s for a Reconsideration
the matter and the Sanction to the
cost of the Site to the said
Shivanagar as originally resolved
by the Town ~~municipal~~ Council
Corpn. ending with
3) Letter No MPLE 1498/Ses dd
and all q-ns from the Dist. Name upon
among the Statutory Authority as
re Site in question faces the
two public Thoroughfares - Kanaka
Sangha and the public Reading Room
and there is a Dargah
and Kabarastan just behind
It not desirable to permit the construction
dwelling houses at the place
and Recommending Cancellation
the grant to Shri Shivanagar
ordered by Govt
Govt No L 10960/DE-55-LGB-94
dated 13.9.96
The above orders of the D.C. & Secy to Govt
grant of the Site to Shivanagar
& Confirmed under the provn
of Sec 194 cl (2) of the Mysore Town Municipalities Act 1933

List of Enclosure

Copied by

Examined by

the results of the Provisions Enq
cl dated 13.10.95

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE

Read --

Letter No M L C 1498/45-46 dated 13-9-1946 from the Deputy Commissioner, Hassan District forwarding a copy of his order passed on 13-9-1946 under Section 194 of the Mysore Town Municipalities Act 1933 suspending the resolution dated 31-10-1945 of the Arasikere Town Municipal Council granting a site measuring 54' x 18' near 'Ullibhavi' to one Sri Shivarabai for an upset price of Re 1/- per Sq Yd

2 Letter No MLC 1498/45-46 dated 12-7-1947 from the Deputy Commissioner, Hassan District forwarding a copy of the resolution dated 21-12-1946 passed by the Arasikere Town Municipal Council in furtherance of the above order of the Deputy Commissioner requesting for a recommendation of the matter and sanction to the grant of the site to the said Sri Shivanabai as originally resolved

3 Correspondence ending with letter No MLC 1498/45-46 dated 24-9-1947 from the same officer stating that, as the site in question faces the two public buildings Karnataka Sangha and the Public Reading Room and as there is a Darga and Kabarstan just behind it, it is not desirable to permit the construction of a dwelling house at the place and recommending cancellation of the grant to Sri Shivanabai as ordered by him

ORDER NO L 10360/RU-55-46-94

DATED 20-10-47

The order of the Deputy Commissioner dated 13-9-46 suspending the resolution of the Arsikere Town Municipal Council dated 31-10-1945 regarding the grant of the site to Sri Shivanabai is confirmed under the proviso to Sec 194 Cl (2) of the Mysore Town Municipalities Act 1933

Secretary to Government,
Revenue Department

To

The Deputy Commissioner,
Hassan District with the records

SS/- 10-10-47